

COMPUFILL, LLC
Plaintiff,
v.
DELHAIZE AMERICA, LLC,
Defendant.

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and Local Rule 6.1 of the United States District Court for the Middle District of North Carolina, Defendant, Delhaize America, LLC (“Delhaize”), by counsel, hereby requests a thirty (30) day extension of time, up to and including April 15, 2013, to file its Answer or otherwise respond to the Complaint in this action. In support of its motion, Delhaize states the following:

- Case 1:13-cv-00137-WO-LPA Document 8 Filed 03/13/13 Page 1 of 4

4. The time for Delhaize to file its Answer or otherwise respond to the Complaint has not yet expired.

5. Delhaize and CompuFill wish to explore the possibility of early resolution of the dispute at issue in the Complaint before Delhaize files a responsive pleading. In addition, the undersigned counsel needs additional time to investigate the allegations of the Complaint and prepare a responsive pleading in accordance with the Federal Rules of Civil Procedure.

6. No other extension has been requested or granted.

7. This motion is made in good faith pursuant to Federal Rule of Civil Procedure 6(b) and is not made for the purpose of delaying this action.

8. Delhaize seeks this extension without waiving, but expressly preserving, any and all defenses it may have to the Complaint.

9. Pursuant to Local Rule 6.1(a), counsel for Delhaize consulted with CompuFill's counsel, and CompuFill's counsel has consented to this extension.

10. A proposed Order granting this Motion is attached.

WHEREFORE, Delhaize respectfully requests that the Court grant an extension of time up to and including April 15, 2013 for Delhaize to file its Answer or otherwise respond to the Complaint in this action.

This the 13th day of March, 2013.

HUNTON & WILLIAMS, LLP

By: /s/ R. Dennis Fairbanks
R. Dennis Fairbanks
N.C. Bar No. 33572
HUNTON & WILLIAMS LLP
P.O. Box 109
Raleigh, NC 27602
Tel. 919.899.3000
Fax 919.833.6352
dfairbanks@hunton.com

OF COUNSEL:

Bradley W. Grout (Ga. Bar No. 313950)
bgrout@hunton.com
HUNTON & WILLIAMS LLP
4100 Bank of America Plaza
600 Peachtree Street, N.E.
Atlanta, Georgia 30308
Telephone: (404) 888-4283

John Gary Maynard, III (Va Bar No. 40596)
jmaynard@hunton.com
HUNTON & WILLIAMS LLP
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, Virginia 23219-4074
Telephone: (804) 788-8200

Attorneys for Defendant
Delhaize America, LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of March, 2013, I caused a copy of the foregoing to be electronically filed with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Susan Freya Olive
OLIVE & OLIVE, P.A.
emailboxMDNC@oliveandolive.com

Scott E. Stevens
Gregory P. Love
Darrell G. Dotson
Todd Y. Brandt
STEVENS LOVE
scott@stevenslove.com
greg@stevenslove.com
darrell@stevenslove.com
todd@stevenslove.com

Attorneys for Plaintiffs

/s/ R. Dennis Fairbanks
R. Dennis Fairbanks